

To request a Time Extension (TE) or Alternative Diversion Requirement (ADR), please complete and sign this request sheet and return it to your Office of Local Assistance (OLA) representative at the address below, along with any additional information requested by OLA staff. When all documentation has been received, your OLA representative will work with you to prepare for your appearance before the Board. If you have any questions about this process, please call (916) 341-6199 to be connected to your OLA representative.


Mail completed documents to:

California Integrated Waste Management Board  
Office of Local Assistance, (MS 25)  
1001 I Street  
PO Box 4025  
Sacramento CA 95812-4025

### General Instructions:

For a Time Extension complete Sections I, II, III-A, IV-A, and V.

For an Alternative Diversion Requirement complete Sections I, II, III-B, IV-B and V.

<b>Section I: Jurisdiction Information and Certification</b> <i>All respondents must complete this section.</i>			
I certify under penalty of perjury that the information in this document is true and correct to the best of my knowledge, and that I am authorized to make this certification on behalf of:			
Jurisdiction Name  City of Banning		County  Riverside	
Authorized Signature 		Title  Assistant Director of Public Works	
Type/Print Name of Person Signing  Kahono Oei	Date		Phone  (909) 922-3135
Person Completing This Form (please print or type)  Barbara Spoonhour		Title  Interim Waste Management Program Manager	
Phone  (909) 955-8313	E-mail Address  spoonhour@wrcog.cog.ca.us		Fax  (909) 787-7991
Mailing Address  4080 Lemon Street, 3 <sup>rd</sup> Floor	City  Riverside	State  CA	ZIP Code  92501

## Section II—Cover Sheet

This cover sheet is to be completed for each Time Extension (TE) or Alternative Diversion Requirement (ADR) requested.

### 1. Eligibility

Has your jurisdiction filed its Source Reduction and Recycling Element, Household Hazardous Waste Element, and Nondisposal Facility Element with the Board (must have been filed by July 1, 1998 if you are requesting an ADR)?

☐ No. If no, stop; not eligible for a TE or ADR.

☐ Yes. If yes, then eligible for a TE or ADR.

### 2. Specific Request and Length of Request

Please specify the request desired.

☒ **Time Extension Request**

Specific years requested 2000,2001,2002,2003,2004

Is this a second request? ☒ No ☐ Yes Specific years requested                     

(Note: Requests for an additional extension will need to address why the jurisdiction's efforts to meet the 50% goal by the end of the first extension were not successful.)

☐ **Alternative Diversion Requirement Request (*Not allowed for Regional Agencies*).**

Specific ADR requested                     %, for the years                     .

Is this a second ADR request? ☐ No ☐ Yes Specific ADR requested                     %, for the years                     

(Note: Requests for an additional ADR will need to address why the jurisdiction's efforts to meet 50% by the end of the first ADR period were not successful.)

**Note:** Extensions may be requested anytime by a jurisdiction, but will only be effective in the years from January 1, 2000 to January 1, 2006. An original request for a TE/ADR may be granted for any period up to three years and subsequent requests for TE/ADR may extend the original request or be based on new circumstances but the total number of years for all requests cannot total more than five years or extend beyond January 1, 2006.

### **Section IIIA—TIME EXTENSION**

**Within this section, discuss your jurisdiction's progress in implementing diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort." The CIWMB shall determine your jurisdiction's progress in demonstrating "good faith effort" towards complying with AB 939. Note: The answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.**

*Attach additional sheets if necessary—please reference each response to the appropriate cell number (e.g., IIIA-1).*

- 1. Why does your jurisdiction need more time to meet the 50% goal? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.**

See attached.

- 2. Why does your jurisdiction need the amount of time requested? Describe any relevant circumstances in the jurisdiction that contribute to the need for a Time Extension.**

See attached.

- 3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.**

See attached.

- 4. Provide any additional relevant information that supports the request.**

See attached.

## **Section IIIB—ALTERNATIVE DIVERSION REQUIREMENT**

**Within this section, discuss your jurisdiction's progress in implementing diversion programs that were planned to achieve 50%. Provide any additional information that demonstrates "good faith effort." The CIWMB shall determine your jurisdiction's efforts in demonstrating "good faith effort" towards complying with AB 939. Note: The answers to each question should be comprehensive and provide specific details regarding the jurisdiction's situation.**

*Attach additional sheets if necessary—please reference each response to the appropriate cell number (e.g., IIIB-1.).*

**1. Why does your jurisdiction need and Alternative Diversion Requirement? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.**

**2. Why is your jurisdiction requesting an Alternative Diversion Requirement in lieu of a Time Extension?**

**3. Describe your jurisdiction's Good Faith Efforts to implement the programs in its SRRE.**

**4. Describe any relevant circumstances in the jurisdiction that contribute to the need for an ADR. Provide any relevant information that supports the request.**

## Section IV A—PLAN OF CORRECTION

**A Plan of Correction is required by PRC Section 41820(a)(6)(B). The plan is fundamentally a description of the actions the jurisdiction will take to meet the 50% goal by the expiration of the Time Extension.**

*Attach additional sheets if necessary.*

Residential %		33	Non-residential %		67
PROGRAM TYPE Please use the Board's Program Types. The Program Glossary is online at: <a href="http://www.ciwmb.ca.gov/LGCentral/PARIS/Codes/Reduce.htm">www.ciwmb.ca.gov/LGCentral/PARIS/Codes/Reduce.htm</a>	NEW or EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
2000-RC-CRB	Expand	The City and waste hauler will replace the 18 gallon baskets and replace them with a 96 gallon automated recycling container. The City and waste hauler will restrict the unlimited manual trash collection and limit residents to a 96 gallon automated trash container.	Rate Payer	07/02	1
2030-RC-OSP	Expand	The waste hauler will visit each of the businesses to promote the recycling program and cost savings to the businesses.	Rate Payer	07/03	3
2050-RC-SCH	Expand	The City and the waste hauler will meet with the Districts Superintendent to gain by in on implementing a District wide recycling program.  Each classroom would be offered an 18 gallon commingled recycling basket. These containers would either be emptied into a 96 automated recycling container and serviced by the waste haulers residential recycling trucks or emptied into centralized commercial recycling bins and serviced by the commercial recycling trucks.	Rate Payer	12/03	1
4060-SP-CAR	New	The City will examine other C&D ordinances and modify to meet the City's needs regarding C&D waste. There are 5 development projects for 2003, which will have 618 new homes in the City limits.	Rate Payer	12/04	3
Total Estimated Diversion Percent From New and/or Expanded Programs					8
Current Diversion Rate Percent From Latest Annual Report					44
Total Planned Diversion Percent Estimated					52

## PROGRAMS SUPPORTING DIVERSION ACTIVITIES

PROGRAM TYPE	NEW or EXPANDED	DESCRIPTION OF PROGRAM	DATE FULLY COMPLETED
5010-ED-PRN	Expanded	<p>The City will distribute brochures through their permitting department to businesses that apply for building permits, showing the recycling services offered by the hauler. The four color brochure outlines the types of construction and demolition roll-off boxes available.</p> <p>The hauler will advertise by direct mail and billing inserts to commercial businesses to increase participation in the commercial recycling programs.</p>	2003
5020-ED-OUT	Expanded	<p>The hauler will make additional efforts to gain commercial participation in the commingle recycling program by visiting the businesses in the City, mailing brochures on a quarterly basis, and informing commercial customers of the recycling program when they sign up for new trash service.</p>	2003
6020-ED-ORD	New	<p>The City will look at developing a new ordinance for construction and demolition waste.</p>	2004

**Section IV B—GOAL ACHIEVEMENT**

**Goal Achievement describes the activities the jurisdiction will use to achieve the ADR.**  
*Attach additional sheets if necessary..*

Residential %			Non-residential %		
PROGRAM TYPE	NEW or EXPAND	DESCRIPTION OF PROGRAM	FUNDING SOURCE	DATE FULLY COMPLETED	ESTIMATED PERCENT DIVERSION
Please use the Board's Program Types. The Program Glossary is online at: <a href="http://www.ciwmb.ca.gov/LG/Central/PARIS/Codes/Reduce.htm">www.ciwmb.ca.gov/LG/Central/PARIS/Codes/Reduce.htm</a>					
		Total Estimated Diversion Percent From New and/or Expanded Programs			
		Current Diversion Rate Percent From Latest Annual Report			
		Total Planned Diversion Percent Estimated			

**PROGRAMS SUPPORTING DIVERSION ACTIVITIES**

PROGRAM TYPE	NEW or EXPAND	DESCRIPTION OF PROGRAM	DATE FULLY COMPLETED

## **Section V – PARIS**

**Office of Local Assistance staff will be reviewing your Jurisdiction's Planning Annual Report Information System (PARIS) database printout as part of the evaluation of your request. Should the Jurisdiction have updates or revisions to the program implementation from the latest Annual Report submitted to the Board, please attach to the application the Jurisdiction's PARIS database printout showing updates or revisions.**

*Contact your Office of Local Assistance Representative at (916) 341-6199 for a copy of PARIS, or go to the Board's website at [www.ciwmb.ca.gov/LGCentral/PARIS/](http://www.ciwmb.ca.gov/LGCentral/PARIS/).*



- 1. Why does your jurisdiction need more time to meet the 50% goal? Describe why SRRE selected programs did not achieve 50% diversion. Identify barriers to meeting the 50% goal and briefly indicate how they will be overcome.**

The City believed it had a 53% diversion rate for 2000, as a result of having a new base year calculated. In November, 2002, the CIWMB staff conducted their site visit and found diversion discrepancies. After CIWMB staff corrections to the new base year, the City ended up with a 44% diversion rate for 2000. There are additional diversion fluctuations expected in the 2001 and 2002 annual reports. As requested by CIWMB staff, the City is requesting a five year time extension from 2000.

The City has implemented all the programs outlined in their SRRE, and has subsequently identified five specific areas of impact toward not achieving 50% diversion by 2000 and a plan of correction to address these issues. These are: 1) manual residential recycling collection program, 2) unlimited manual residential trash collection program, 3) low participation level in commercial recycling 4) no participation from the school district and/or individual schools in the City's recycling program, and 5) lack of infrastructure for construction and demolition waste.

#### **Manual Residential Recycling Program**

After completing the new base year, the City continued to look for more ways to make recycling easy and affordable for their residents, as well as, increase participation and diversion. One of the enhancements to attract residential recycling was to automate the program. Prior to July, 2001, residents received only an 18 gallon recycling basket and the option of setting out additional recyclable materials if needed or wanted. This type of program discouraged residential participation by limiting the amount of recyclables that fit in the container, and the hassle of finding an additional container to put their additional materials in. This program was enhanced in July, 2001 and each resident received a 96 gallon automated recycling container.

#### **Unlimited Manual Residential Trash Collection**

The City then looked at their trash collection to see if further diversion could be acquired. The City residents were able to set out unlimited amounts of trash on their collection day. This type of program encouraged disposal practices rather than recycling, reuse, or reduction. The City negotiated with their hauler to further increase their diversion and to reduce the amount of trash going to the landfill.

In July, 2002, the City enhanced their program by providing residents with a 96 gallon automated trash container. Residents were then limited to the amount of trash they could set out. The waste hauler continued to pick up additional trash for the first 6 months and then stopped, forcing residents to reduce their waste or rent an additional trash container. For residents who still want an additional trash container, depending on the size of the trash container, they are required to pay an additional \$3.80 to \$6.32 per month. The additional 96 gallon automated recycling containers are offered to the residents free.

#### **Low participation in the commercial recycling programs**

As a result of looking at the diversion study completed by consultants, the City realized their waste stream is being negatively impacted by commercial and industrial waste.

There are 384 businesses in the City and only 33 participate in the commercial recycling program. This is only a 9% participation level. In 1995, the City introduced a commercial recycling program that provides economic savings to businesses that participate in the program. However, a majority of the

businesses have not yet caught on that they can save money by participating in the program. The reasoning for this lies in lack of public awareness and outreach to the business community. The City, Western Riverside Council of Governments (WRCOG), and the waste hauler plan on putting additional efforts in public outreach.

The waste hauler has agreed to conduct an even more intensive commercial outreach program with additional billing inserts, direct mail, and personal contact to these businesses to gain participation. In addition, the City and WRCOG will provide additional public outreach to businesses through cable advertising, waste reduction kits, and attending Chamber Mixers, Street Fairs and Business Expos.

#### **No Active School Recycling Programs**

Further analysis of the City's waste stream showed there was a definite lack of participation from the schools and the school district. There are 8 schools in the Banning Unified School District and one district office. The City, waste hauler, and WRCOG continuously provide educational materials and assemblies promoting recycling.

With funding cuts to schools from the State, the City and the waste hauler believe they can demonstrate the economical benefits of the program to the schools and school district and that they will be more receptive to participating.

#### **Lack of infrastructure for construction and demolition waste**

The City recognizes there is a lack of infrastructure to handle construction and demolition (C&D) materials and that in order to achieve the 50% diversion, a C&D ordinance needs to be in place. The City will review different C&D ordinances from the CIWMB website and from surrounding jurisdictions to provide insight on how to write their ordinance and to make sure it will meet their needs.

Currently, the City is in the process of hiring a new City Manager, once he/she is hired and up to speed on the City's diversion activities, City staff will present the idea of implementing a C&D ordinance.

**2. Why does your jurisdiction need the amount of time required? Describe any relevant circumstances in the jurisdiction that contribute to the need for a Time Extension.**

The City is requesting a time extension until December 31, 2004. This time extension will give the City and their waste hauler enough time to expand the programs outlined in the plan of correction. The City's extension is based on the following reasons:

1. In 2000, the City hired a consultant to have a new base year calculated. The City believed that the 1990 base year did not truly represent their City's current diversion practices. The new base year was submitted in September, 2001 and showed the City having a 53% diversion rate. The City believed the new base year format was consistent with the Board's approved methods. In November, 2002, the CIWMB staff conducted a site visit for the biennial review process. Upon completion of that visit, adjustments were made to the new base year calculations. The City was under the impression when the new base year information was submitted; it did not include a 10,000 ton diversion for recycled road base. The addition of this tonnage was discovered at the Boards site visit and thus reduced the City's diversion from 53% to 44%.
2. The City continues to show its committal towards achieving the 50% goal. The City and the waste hauler have expanded the residential programs by providing 96 gallon automated recycling containers, and a year later limiting the amount of waste a resident can set out by providing 96 automated trash containers. These enhancements took place prior to the City's knowledge that their new base year submittal would be revised and show a lower diversion rate.

## **2000-RC-CRB – Expanded**

The City has been working with its waste hauler to expand the residential recycling programs. The City residents are provided with an 18 gallon basket serviced once a week. In 2001, the City has planned to increase residential recycling diversion by providing residents with a 96 gallon automated recycling container service once a week. This program is expected to increase participation and diversion by 50%. Manual recycling service proved to not be in the best interest of the City or of the residents.

In 2002, the City has plans to further expand this program by providing residents with automated trash containers and limiting the amount of trash being picked up. The residents in Banning are use to being able to set as much trash out on their collection day, and have not been forced to think about recycling, reducing, or reusing their trash. By expanding this program, residents will have to use their recycling containers or rent additional trash containers at a significantly higher rate. The City and Waste Management negotiated to provide residents with additional trash containers at an extremely higher rate than recycling containers. The additional recycling containers are provided to residents FREE of charge, where additional trash containers will cost the residents anywhere from \$3.00 to \$6.00 more depending of the size of the container.

The additional time requested will allow residents time to get use to not being able to set out additional trash and allow Waste Management time to educate the residents that only one trash container is really needed. This will also allow time for the City to provide outreach to residents who are paying for additional trash containers and show them it is not necessary.

Actions and a schedule for this program are as follows:

### **Action**

### **Schedule**

- |  |                       |
|--|-----------------------|
| • Notify residents of residential recycling program;   | April /June 2001      |
| • Display residential recycling containers;  | April /June 2001      |
| • Deliver residential recycling containers;  | June 2001             |
| • Begin servicing residential recycling containers;  | July 2001             |
| • Notify residents of automated trash program;   | April /June 2002      |
| • Deliver residential trash containers;  | June 2002             |
| • Begin servicing residential trash containers;  | July 2002             |
| • Stop accepting additional trash set along side containers;   | January 2003          |
| • Identify customers with additional trash containers;   | January 2003          |
| • Audit customers with additional trash containers;  | February / March 2003 |
| • Waste Management to design and mail a letter to residents with additional trash containers and urging them to use recycling container; | March 2003            |
| • City to contact customers with multiple trash containers and urge them to use recycling containers.                                    | April 2003            |

## **2030-RC-OSP – Expanded**

To expand the commercial recycling program, the time extension allows for the hauler and the City to contact businesses to increase participation levels. The City, Waste Management, and WRCOG will be able to design and produce more public outreach materials directed towards business enterprises. The time extension will also allow for Waste Management to make any routing changes and for the City to make any additional changes necessary to expand the program to ensure maximum diversion numbers.

Actions and a schedule for expanding the commercial recycling program include the following:

<b>Action</b>	<b>Schedule</b>
<ul style="list-style-type: none"><li>• City and waste hauler to identify businesses those are not participating;</li></ul>	February 2003
<ul style="list-style-type: none"><li>• City and waste hauler to identify businesses those have more than one trash bin or are serviced more than one time per week;</li></ul>	February 2003
<ul style="list-style-type: none"><li>• City and waste hauler to contact these businesses and show them the economic saving of the program.</li></ul>	March / May 2003
<ul style="list-style-type: none"><li>• Design and develop additional literature directed to educate businesses about waste reduction, reuse and recycling;</li></ul>	March / April 2003
<ul style="list-style-type: none"><li>• Print and distribute materials by mail, billing inserts, and personal visits;</li></ul>	Quarterly 2003/2004
<ul style="list-style-type: none"><li>• Attend ay business expos, Chamber mixers, and street fairs to promote business recycling;</li></ul>	2003 / 2004
<ul style="list-style-type: none"><li>• Monitor and make any necessary adjustments to outreach materials.</li></ul>	March 2003 / December 2004

## **2050-RC-SCH – Expanded**

The time extension allows for the City and Waste Management to work with the school district and schools to begin a District wide recycling program. The extension will allow for meetings with the District Superintendent, presentations at the District's Board meetings and for the development and distribution of public outreach materials.

Actions and a schedule for expanding the commercial recycling program include the following:

<b>Action</b>	<b>Schedule</b>
<ul style="list-style-type: none"><li>• Set up meeting with District's Superintendent;</li></ul>	January 2003
<ul style="list-style-type: none"><li>• Follow up on any concerns;</li></ul>	January 2003
<ul style="list-style-type: none"><li>• Distribute educational outreach materials for individual schools;</li></ul>	Quarterly 2003 / 2004
<ul style="list-style-type: none"><li>• Provide presentations at the School District Board Meeting (if necessary);</li></ul>	February 2003
<ul style="list-style-type: none"><li>• Develop an incentive/rewards packet to add glamour to the program (if necessary);</li></ul>	February / March 2003
<ul style="list-style-type: none"><li>• Begin implementing school recycling program;</li></ul>	April 2003
<ul style="list-style-type: none"><li>• Deliver classroom recycling containers;</li></ul>	On-going
<ul style="list-style-type: none"><li>• Exchange trash bins with recycling bins;</li></ul>	On-going
<ul style="list-style-type: none"><li>• Begin servicing recycling containers;</li></ul>	On-going
<ul style="list-style-type: none"><li>• Monitor and make any necessary adjustments to obtain maximum diversion.</li></ul>	February 2003 / December 2004

#### **4060-SP-CAR – New**

To implement a new construction and demolition (C&D) ordinance, the time extension will allow the City to research, construct language, consult with City committees and City Council, calculate appropriate rate changes (if needed), adopt and begin implementation of the program. Subsequent to program development, time will be needed to allow for analysis of the program and to make any adjustments necessary to obtain maximum diversion.

To assist jurisdictions with C&D loads going to the landfills, the waste hauler has designed and produced a brochure outlining their recycling services at construction jobs. This brochure is available at the City of Banning's front counter and will be distributed by the Permit Department to contractors and developers applying for a permit within the City.

Actions and a schedule for developing the new C&D ordinance include the following:

#### **Action**

- Review CIWMB examples and research other jurisdictions with C&D ordinances;
- Construct language for ordinance;
- 2 week advertising for 1<sup>st</sup> public meeting;
- Hold 1<sup>st</sup> public meeting;
- Make revisions;
- 2 week advertising for 2<sup>nd</sup> public meeting;
- Make revision;
- Submit ordinance to City Council for approval;
- Receive approval;
- 30/60 day holding period prior to effective date of program;
- Monitor and make any necessary adjustments to obtain maximum diversion.

#### **Schedule**

February / April 2003

May / June 2003  
June / July 2003  
July / August 2003  
July / August 2003  
August / September 2003  
August September 2003  
September / October 2003  
September / October 2003

November / December 2003

January / December 2004

### **3. Describe your jurisdictions' Good Faith Efforts to implement the programs outlined in its SRRE.**

In 2000, the CIWMB staff calculated the City of Banning's diversion rate to be 44%. This is after a new base year had been submitted and reviewed by CIWMB staff. The City believed that during the biennial review process they were at a 53% diversion, thus not needing a time extension. However, due to the reduction in diversion tonnage, the City is faced with submitting a time extension.

The City of Banning has implemented all programs outlined in their SRRE and they continue to put forth every good faith effort towards achieving the 50% goal. The City has believed it was over 50% and continues to make enhancements. The attached PARIS report provides details regarding all programs being implemented by the City during 2000. The City would like to make the Board aware of the additional programs and enhancements that have taken place during 2001 and 2002.

The City has increased its residential recycling program diversion by 59% during 2001 to 2002. This was completed by changing the manual 18 gallon recycling basket with a 96 gallon automated recycling container. This container has allowed residents who want to recycle more, but were limited in space to increase their recycling. This is a commingled program and the following items are accepted: aluminum foil, cans and tin cans, cardboard, 12 pack soda boxes, cereal boxes, computer and white paper, glass bottles and jars, milk jugs, laundry bottles, plastic bottles #1-7, junk mail, magazines, phone books, newspaper, inserts and coupons.

To add to the residential recycling program, the City has automated their trash services. Prior to 2002, residents were allowed to place unlimited trash at the curb on their service day. The hauler has provided residents with a 96 gallon automated trash container and thus cut the unlimited trash amount to 96 gallon, unless the resident has an additional trash container. The City and waste hauler are reviewing the number of residents who have an additional trash container. Once identified, the trash driver will audit their accounts to see if the residents truly need another container, or just need educated on the recycling programs being offered by the City. Within the first six months of this expansion, the City is seeing a 9% reduction in the amount of residential waste.

The City's actions to continue enhancing programs, when they believed they were above 50%, clearly demonstrate its commitment to achieving and maintaining the 50% goal. The time extension will allow the City time to put forth additional efforts in reaching 50%.



**4. Provide any additional relevant information that supports request.**

As stated in earlier sections of the time extension application, the City had expended financial resources to have a new base year completed, that proved not to be in the City's best interest. At the time the decision was made to contract for a new base year, the City believed that the 1990 base year, did not correctively reflect the City's diversion programs taking place. The consultant who completed the new base year had assured the City they had a 53% diversion rate for 2000.

Only when the biennial review process, in November 2002, did the City find out they were at a 44%. Due to the delay of the 2001 annual reports, the City has lost a year of being able to correct a problem, they did not know existed. CIWMB staff has calculated the 2001 diversion rate for the City to be 42%. By requesting a time extension through December 31, 2004, this will give the City two full years to expand and implement the programs outlined in the plan of correct and additional time to monitor and make any necessary adjustments to meet and maintain 50%.